

IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF TENNESSEE

**FILED**  
U.S. DISTRICT COURT  
MIDDLE DISTRICT OF TENN.

AUG 10 2011

David Christian, et al

v.

Swallows Produce, Inc., et al

No. 2:11-0082

Judge Sharp

Magistrate Judge Brown

DEPUTY CLERK

NOTICE OF SETTING OF INITIAL CASE MANAGEMENT CONFERENCE

Pursuant to Local Rule 16.01, effective January 1, 2001, notice is hereby given that the initial case management conference is scheduled before Magistrate Judge Brown, Courtroom 783, U.S. Courthouse, 801 Broadway, Nashville, TN, at 10:00 a.m. on Monday, October 3<sup>rd</sup>, 2011.

LEAD TRIAL COUNSEL FOR EACH PARTY who has been served and who has received this notice is required to attend the Initial Case Management conference, unless otherwise ordered by the case management Judge. Appearance by counsel at the initial case management conference will not be deemed to waive any defenses to personal jurisdiction. Counsel are advised to bring their calendars with them to the conference for the purpose of scheduling future dates. Counsel for the filing party is also advised to notify the courtroom deputy for the Judge before whom the conference is scheduled, if none of the defendants has been served prior to the scheduled conference date.

Pursuant to Local Rule 16.01(d), counsel for all parties shall, at the initiative of the plaintiff's counsel, prepare and ***submit a proposed case management order*** that encompasses the discovery plan required by Fed.R.Civ.P.. 26(f), the pertinent issues listed in section (d)(1)c and section (d)(2), and any issues that can be resolved by agreement. The **proposed case management order SHALL BE SUBMITTED ELECTRONICALLY with the Court THREE (3) business days before the initial case management conference and shall include under the Discovery section the following statement:**

***"No motions concerning discovery are to be filed until after the parties have conferred in good faith and unable to resolve their differences, have scheduled and participated in a conference call with Judge Brown."*** If the proposed order CANNOT be submitted *electronically* on time, PLAINTIFF'S COUNSEL is responsible for contacting the Magistrate Judge's office to reschedule the conference. **FAILURE** to obtain service on ALL defendants should be called to the Magistrate Judge's attention. **FAILURE TO FILE THE PROPOSED CASE MANAGEMENT ORDER ELECTRONICALLY WITHOUT CONTACTING THE MAGISTRATE JUDGE'S OFFICE CAN RESULT IN SANCTIONS.**

**PURSUANT TO LOCAL RULE 16.01(d)(1), COUNSEL FOR THE PARTY FILING THIS LAWSUIT MUST SERVE A COPY OF THIS NOTICE ON THE OTHER PARTIES TO THIS LAWSUIT ALONG WITH THE SUMMONS AND COMPLAINT OR WITH THE REQUEST FOR WAIVER OF SERVICE UNDER FED R. CIV. P. 4(d), OR WITH THE SERVICE COPY OF THE NOTICE OF REMOVAL.**

CLERK'S OFFICE  
Middle District of Tennessee